

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79844

Naoki TSUCHIYA, et al.

Appln. No.: 153(b) Continuation of
U.S. Appln. No. 10/169,866

Group Art Unit: 1626 (prior application)

Confirmation No.: 9011 (prior application)

Examiner: Laura Stockton (prior application)

Filed: February 13, 2004

For: BENZIMIDAZOLE DERIVATIVE

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

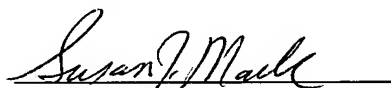
In accordance with the duty of disclosure under 37 CFR §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form which are all the references of record in parent application No. 19/169,866. Applicant is not submitting duplicate copies of these references but requests that they be listed on the face of any patent granted on the above application. (See 37 CFR §1.98(d)).

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not

Information Disclosure Statement
153(b) Continuation of U.S. Appln. No. 10/169,866

waive any right to take any action that would be appropriate to antedate or otherwise remove any
listed document as a competent reference against the claims of the present application.

Respectfully submitted,



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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: FEB 13 2004

Substitute for Form 1449 A & B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

Application Number	153(b) Continuation of U.S. Appln. No. 10/169,866
Confirmation Number	9011 (prior application)
Filing Date	February 13, 2004
First Named Inventor	TSUCHIYA, Naoki
Art Unit	1626 (prior application)
Examiner Name	Laura Stockton (prior application)
Attorney Docket Number	Q79844

Sheet

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of

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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US			
		US			
		US			
		US			
		US			
		US			
		US			
		US			
		US			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		PCT	WO 01/00615	A1	1/4/01	Jansen Pharmaceutica N.V.	
		PCT	WO 00/03997	A1	1/27/00	Teijin Limited	
		PCT	WO 99/26932	A1	6/3/99	Axys Pharmaceuticals, Inc.	
		JP	1-265089	A	10/23/89	Zeria Pharmaceutical Co., Ltd.	
		JP	62-212386	A	9/18/87	Suntory Ltd.	
		FR	2 430 950	A	2/8/80	Delalande S.A.	
		EP	1 097 926	A1	5/9/01	Teijin Limited	
		CA	2,336,909	A1	1/00	Matsumoto et al.	

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.